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2 A Limited Liability Partnership  
3 Including Professional Corporations  
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12 ENTERPRISE, INC., JYC INTERNATIONAL, INC.,  
13 and FLS FOODS, INC. (erroneously sued as JYC  
14 Foods)

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

17 INN FOODS, INC.,

18 Case No. 5:18-cv-01034-NC

19 Plaintiff and Counterclaim Defendant,

20 **STIPULATION OF DISMISSAL AND  
21 ORDER**

22 v.

23 JYC ENTERPRISE, INC., JYC  
24 INTERNATIONAL, INC., and JYC FOODS,  
25 and DOES 1-10,

26 Defendants and Counterclaimants.

27 JYC ENTERPRISE, INC., JYC  
28 INTERNATIONAL, INC., and FLS FOODS,  
INC.,

29 Counterclaimants,

30 v.

31 INN FOODS, INC., and THE VPS  
32 COMPANIES, INC.,

33 Counterclaim Defendants.

34 Plaintiff and Counterclaim Defendant Inn Foods, Inc, and Counterclaim Defendant The  
35 VPS Companies, Inc, and Defendants and Counterclaimants JYC Enterprise, Inc, JYC  
36 International, Inc., and FLS Foods, Inc. (the “Parties”) have reached an agreement to settle the

1 claims and counterclaims before the Court in this action. Pursuant to that settlement agreement  
2 and Rule 41 of the Federal Rules of Civil Procedure, the Parties stipulate to the dismissal of all  
3 claims and counterclaims in this action with prejudice. Each party shall bear all of its own  
4 respective attorneys' fees and costs.

5 | Dated: June 28, 2018 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By /s/ Tenaya M. Rodewald  
SAMANTHA D. HARDY  
TENAYA M. RODEWALD  
Attorneys for Defendants and Counterclaimants  
JYC ENTERPRISE, INC., JYC  
INTERNATIONAL, INC., and FLS FOODS, INC.

11 Dated: June 28, 2018 JOHNSON & JAMES LLP  
12 LAW OFFICES OF HARRY FINKLE

By \_\_\_\_\_ */s/ Harry Finkle*  
HARRY FINKLE  
Attorneys for Plaintiff and Counterclaim Defendant  
INN FOODS, INC., and Counterclaim Defendant  
THE VPS COMPANIES, INC..

## ATTORNEY'S E-FILING ATTESTATION

19 As the attorney e-filing this document, and pursuant to Local Rule 5-1(i)(3), I hereby attest  
20 that counsel for Plaintiff and Counterclaim Defendant INN FOODS, INC., and Counterclaim  
21 Defendant THE VPS COMPANIES, INC., whose electronic signature appears above has  
22 concurred in this filing.

23 | Dated: June 28, 2018 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By \_\_\_\_\_ */s/ Tenaya M. Rodewald*  
SAMANTHA D. HARDY  
TENAYA M. RODEWALD  
Attorneys for Defendants and Counterclaimants JYC  
ENTERPRISE, INC., JYC INTERNATIONAL,  
INC., and FLS FOODS, INC.

## **ORDER**

2 Based upon the stipulation of the parties, and good cause appearing therefor, all claims and  
3 counterclaims of Plaintiff and Counterclaim Defendant Inn Foods, Inc, and Counterclaim  
4 Defendant VPS Companies, Inc, and Defendants and Counterclaimants JYC Enterprise, Inc., JYC  
5 International, Inc., and FLS Foods, Inc., are hereby dismissed with prejudice.

6 Dated: June 28, 2018

